

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
AT CHARLESTON**

<b>IN RE: ETHICON, INC. PELVIC REPAIR SYSTEMS PRODUCTS LIABILITY LITIGATION</b>	<b>Master File No. 2:12-MD-02327 MDL 2327</b>
<b>THIS DOCUMENT RELATES TO:  WAVE 1 CASES ON ATTACHED EXHIBIT A</b>	<b>JOSEPH R. GOODWIN U.S. DISTRICT JUDGE</b>

**PLAINTIFFS' MOTION TO EXCLUDE THE  
OPINIONS AND TESTIMONY OF MELVIN ANHALT, M.D.**

Plaintiffs in actions listed on attached Exhibit A, pursuant to Federal Rule of Evidence 702, 403, 104 and *Daubert v. Merrell Dow Pharm., Inc.*, 509 U.S. 579 (1993), hereby submit this Motion to Exclude the Testimony of Melvin Anhalt, M.D. Defendant Ethicon has designated Dr. Anhalt, an urologist, to offer opinions on a variety of issues regarding Defendants' TVT products. Plaintiffs have submitted a memorandum of law and also rely upon the following attached exhibits:

1. A true copy of the Expert Report of Melvin Anhalt, M.D. is attached hereto as Exhibit B.
2. A true copy of the CV of Melvin Anhalt, M.D. is attached hereto as Exhibit C.
3. A true copy of select deposition pages of Melvin Anhalt, M.D. as cited in Plaintiff's Memorandum, is attached hereto as Exhibit D.

Specifically, Dr. Anhalt is unqualified to offer the general opinions set out in his general report relating to material properties of polypropylene mesh (Exhibit B, pp. 15-16), the adequacy of studies and/or clinical trials (Exhibit B, pp. 17-20), the regulatory framework for Defendant's polypropylene mesh (Exhibit B, p.20), and the design of the polypropylene mesh products

(Exhibit B, pp. 20-22). Further, these opinions are unreliable as Dr. Anhalt had minimal education, training or experience in the above listed areas and these opinions are not based on any reliable methodology. As set forth more fully in Plaintiffs' Memorandum in Support of Its Motion, the Court should exclude portions of the testimony of Defendant's expert witness Melvin Anhalt, M.D.

Dated: April 21, 2016

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**CERTIFICATE OF SERVICE**

I hereby certify that on April 21, 2016, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

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